

FISCAL NOTE

Bill #: SB0030

Title: Allow jury trial for termination of parent-child relationship

Primary Sponsor: O'Neil, J

Status: As Introduced

Sponsor signature	Date	Chuck Swysgood, Budget Director	Date
-------------------	------	---------------------------------	------

Fiscal Summary

	<u>FY 2004 Difference</u>	<u>FY 2005 Difference</u>
Expenditures:		
General Fund	\$291,850	\$291,850
Revenue:		
General Fund	\$0	\$0
Net Impact on General Fund Balance:	(\$291,850)	(\$291,850)

- | | |
|---|--|
| <input type="checkbox"/> Significant Local Gov. Impact | <input type="checkbox"/> Technical Concerns |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts |
| <input type="checkbox"/> Dedicated Revenue Form Attached | <input checked="" type="checkbox"/> Needs to be included in HB 2 |

Fiscal Analysis

ASSUMPTIONS:

1. According to Department of Public Health and Human Services, there are estimated to be approximately 300 termination of parent-child legal relationship cases per year.
2. The Judicial Branch assumes that in 50 percent of these cases, the parent would request a jury trial.
3. The Judicial Branch would be responsible for the civil jury costs in all of these cases.
4. In civil jury cases, a pool of 50 jurors is called to serve and would be reimbursed \$12.
5. In civil jury cases, 12 jurors plus one alternate serve on the jury and are reimbursed \$25 per day of service.
6. These parental termination cases would last an average of three days.
7. Each jury trial would cost \$1,419 for jury fees $((50-13) \times \$12 = \$444) + ((13 \times \$25) \times 3 \text{ days} = \$975)$.
8. The total estimated costs for jury fees expense statewide would be \$212,850 $((300 \times 50\%) \times \$1,419)$.
9. The Judicial Branch will also incur costs associated with juror mileage reimbursements. This cost is projected at a statewide average of \$13.50 per juror per day for a total of \$78,975 per year for the 150 jury trials.

Fiscal Note Request SB0030, As Introduced
(continued)

FISCAL IMPACT:

	<u>FY 2004 Difference</u>	<u>FY 2005 Difference</u>
<u>Expenditures:</u>		
Operating Expenses	\$291,850	\$291,850
<u>Funding of Expenditures:</u>		
General Fund (01)	\$291,850	\$291,850
<u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures):</u>		
General Fund (01)	(\$291,850)	(\$291,850)

EFFECT ON COUNTY OR OTHER LOCAL REVENUES OR EXPENDITURES:

There would be increased costs to county governments for the costs of impaneling these juries. The Clerk of Court in each county is responsible for postage and other costs associated with calling a jury. These costs can't be determined at this time.